

Panaji, 20th December, 2002 (Agrahayana 29, 1924)

SERIES I No. 38

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA

*Note: There are two Extraordinary issues to the Official Gazette Series I No. 37 dated 12-12-2002 as follows:*

- (1) *Extraordinary dated 16-12-2002 from pages 893 to 896 regarding Notification from Department of Finance (Budget Division).*
- (2) *Extraordinary (No. 2) dated 16-12-2002 from pages 897 to 898 regarding Notification from Department of General Administration.*

### GOVERNMENT OF GOA

Department of Law & Judiciary

Legal Affairs Division

#### Notification

10/4/99-LA(Vol. III) (P. F.)

The Constitution (Eighty-fourth Amendment) Act, 2001 which has been passed by the Parliament and assented to by the President of India on 21-2-2002 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 22-2-2002 is hereby published for the general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 23rd October, 2002.

#### THE CONSTITUTION (EIGHTY-FOURTH AMENDMENT) ACT, 2001

AN

ACT

*further to amend the Constitution of India.*

BE it enacted by Parliament in the Fifty-second Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Constitution (Eighty-fourth Amendment) Act, 2001.

2. *Amendment of article 55.*— In article 55 of the Constitution, in the proviso to the *Explanation*, for the figures "2000", the figures "2026" shall be substituted.

3. *Amendment of article 81.*— In article 81 of the Constitution, in the proviso to clause (3),—

(i) for the figures "2000", the figures "2026" shall be substituted;

(ii) for the words and figures "be construed as a reference to the 1971 census.", the following shall be substituted, namely:—

"be construed,—

(i) for the purposes of sub-clause (a) of clause (2) and the proviso to that clause, as a reference to the 1971 census; and

(ii) for the purposes of sub-clause (b) of clause (2) as a reference to the 1991 census."

4. *Amendment of article 82.*— In article 82 of the Constitution, in the third proviso,—

(i) for the figures "2000", the figures "2026" shall be substituted;

(ii) for the words "readjust the allocation of seats in the House of the People to the States and the division of each State into territorial constituencies under this article.", the following shall be substituted, namely:—

"readjust—

(i) the allocation of seats in the House of the People to the States as readjusted on the basis of the 1971 census; and

(ii) the division of each State into territorial constituencies as may be readjusted on the basis of the 1991 census, under this article."

5. *Amendment of article 170.*— In article 170 of the Constitution,—

(a) in clause (2), in the proviso to the *Explanation*, for the figures "2000" and "1971", the figures "2026" and "1991" shall respectively be substituted;

(b) in the third proviso to clause (3),—

(i) for the figures "2000", the figures "2026" shall be substituted;

(ii) for the words "readjust the total number of seats in the Legislative Assembly of each State and the division of such State into territorial constituencies under this clause.", the following shall be substituted, namely:—

"readjust—

(i) the total number of seats in the Legislative Assembly of each State as readjusted on the basis of the 1971 census; and

(ii) the division of such State into territorial constituencies as may be readjusted on the basis of the 1991 census,

under this clause."

6. *Amendment of article 330.*— In article 330 of the Constitution, in the proviso to the *Explanation*, for the figures "2000" and "1971", the figures "2026" and "1991" shall respectively be substituted.

7. *Amendment of article 332.*— In article 332 of the Constitution,—

(a) in clause (3A), for the figures "2000", the figures "2026" shall be substituted;

(b) in clause (3B), for the figures "2000", the figures "2026" shall be substituted;

### Department of Personnel

#### Notification

1/14/85-PER (Pt. file)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, and in supersession of the existing Recruitment Rules for the relevant posts, the Governor of Goa hereby makes the following rules to regulate the recruitment to the Group 'C' Non-Ministerial, Non-Gazetted post in the Office of the Captain of Ports, Government of Goa, namely:—

1. *Short title, application and commencement.*—

(1) These rules may be called the Government of

Goa, Captain of Ports, Group 'C', Non-Ministerial, Non-Gazetted posts, Recruitment Rules, 2002.

(2) They shall apply to the posts specified in column (1) of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of their publication in the Official Gazette.

2. *Number, classification and scales of pay.*— The number of posts, classification of the said posts and the scale of pay attached thereto shall be as specified in columns (2) to (4) of the said Schedule:

Provided that the Government may vary the number of posts in column (2) of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.*— The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns (5) to (13) of the said Schedule.

4. *Disqualification.*— No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.*— Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.*— Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

By order and in the name of the Governor of Goa.

D. M. Borkar, Joint Secretary (Personnel).

Panaji, 28th November, 2002.

**SERIES I No. 38**

OFFICIAL GAZETTE—GOVT. OF COA

20TH DECEMBER, 2002

## Department of Public Health

**Order**

32/5/2002-I/PHD

Sanction of the Government is hereby accorded for the revival of one post of Driver in the pay scale of Rs. 3050-4590 which is lying vacant since 1997 in the Community Health Centre, Canacona under the Directorate of Health Services.

The expenditure is to be debited under the Budget Head "2210-Medical and Public Health, 80-

-General, 800-Other Expenditure, 01-Environmental and Pollution Control Wing (NP), 01-Salaries."

This issues with the approval of Cabinet and concurrence of the Finance (R&C) Department vide their U. O. No. 2723/F dated 16-9-2002.

By order and in the name of the Governor of Goa.

T. S. Sawant, Under Secretary (Health).

Panaji, 28th November, 2002.